

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
MONROE DIVISION**

**STANLEY REED  
LA. DOC #552031**

**CIVIL ACTION NO. 13-1505  
SECTION P**

**VERSUS**

**JUDGE ROBERT G. JAMES**

**WARDEN TIM KEITH**

**MAGISTRATE JUDGE KAREN L. HAYES**

**ORDER**

Pending before the Court is a pleading filed by Petitioner Stanley Reed (“Reed”), styled “Request Relief from Judgment” [Doc. No. 13].

On June 6, 2013, Reed filed a Petition for Writ of *Habeas Corpus*, pursuant to 28 U.S.C. §2254. [Doc. No. 1]. On August 7, 2013, the Magistrate Judge issued a Report and Recommendation [Doc. No. 5], recommending that the Petition be denied as untimely. On August 22, 2013, the Clerk of Court received Reed’s objections to the Report and Recommendation. [Doc. No. 6]. After reviewing the Report and Recommendation and the record, including Petitioner’s objections, the Court issued a Judgment [Doc. No. 7] adopting the Report and Recommendation and dismissing the Petition as untimely. The Court denied a certificate of appealability [Doc. No. 8], but Court granted Petitioner leave to appeal *in forma pauperis*. [Doc. No. 11].

On February 14, 2014, however, the Fifth Circuit Court of Appeals also denied a certificate of appealability, and, thus, Reed cannot proceed with an appeal.

Reed now moves the Court for relief from its September 12, 2013 Judgment and for an

evidentiary hearing. The Court finds no basis for the relief requested. Both this Court and the appellate court have had the opportunity to review Reed's Petition and have found it untimely. Accordingly,

IT IS ORDERED that the "Request for Relief from Judgment" [Doc. No. 13], including the request for an evidentiary hearing, is DENIED.

MONROE, LOUISIANA, this 11<sup>th</sup> day of March, 2014.

  
ROBERT G. JAMES  
UNITED STATES DISTRICT JUDGE